IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.

CRIMINAL APPLICATION NO.3195 OF 2004

Shri Manish Kishenchand Narsinghani, Applicant

Vs

State of Maharashtra, Respondent.

Mr V.G.Mehta and Shsikh Ahmed, for the applicant.

Mr A.S.Gadkari, APP for the respondent.

CORAM : D.B.BHOSALE, J.

DATE : 18th AUGUST, 2004.

PC:

1. Heard the learned counsel for the parties.

2. The applicant has been shown arrested in C.R. No.323 of 2004 registered at Juhu Police Station under sections 406,407,465,467, 471 read with 34 of Indian Penal Code. It is the prosecution case that the applicant and three others allegedly obtained a loan from the bank on the basis of the forged documents. In so far as the applicant is concerned, it is alleged that he stood guarantor for the loan that was obtained by co-accused Smt. Kiran Tiwari. Mr.Ahmed, learned counsel for the applicant, however, submitted that the applicant never signed any documents as guarantor for the said loan transaction, nor did he ever go to the Bank which granted loan in favour of Smt Kiran Tiwari.

The loan was obtained by Smt.Kiran Tiwari by mortgaging a flat of co-accused Lajawanti. I am informed that all the accused, except the present applicant, have already been enlarged on bail. The substantial amount has also been paid by other accused. Keeping all that in view and considering the nature of the allegations against the applicant and the submissions of the learned counsel for the applicant, I am inclined to enlarge him on bail.

3. The applicant is directed to be enlarged on bail on his furnishing a personal bond of Rs.20,000/-with one or two sureties of the like amount to the satisfaction of the trial Court subject to the condition that he shall report the concerned police station on every first alternate Saturday between 10 am and 11 am until the conclusion of his trial.

. While allowing this application, I shall not be understood to have expressed any opinion on merits of the case. The Sessions Court shall decide the case uninfluenced by the observations made in this order.

(D.B.BHOSALE, J.)